

SB123_L.011

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Judiciary.SB13-123 be amended as follows:

1 Amend reengrossed bill, page 7, strike lines 8 through 10 and substitute:
2 "(1) (a) (I), (1) (a) (III) introductory portion, (1) (b) (II) and (2) (b); and
3 add (4) as follows:

4 **24-72-308. Sealing of arrest and criminal records other than**
5 **convictions.** (1) (a) (I) Except as otherwise provided in subparagraphs
6 (II) and (III) of this paragraph (a), any person in interest may petition the
7 district court of the district in which any arrest and criminal records
8 information pertaining to said person in interest is located for the sealing
9 of all of said records, except basic identification information, if the
10 records are a record of official actions involving a criminal offense for
11 which said person in interest was not charged AND THE STATUTE OF
12 LIMITATIONS FOR THE OFFENSE FOR WHICH THE PERSON WAS ARRESTED
13 THAT HAS THE LONGEST STATUTE OF LIMITATIONS HAS RUN, in any case
14 which was completely dismissed, or in any case in which said person in
15 interest was acquitted.

16 (III) A person in interest may petition the district court of the
17 district in which any arrest and criminal records information pertaining
18 to said person in interest is located for the sealing of all of said records,
19 except basic identification information, if the records are a record of
20 official actions involving ~~a criminal offense that was not charged or a~~
21 ~~case that was dismissed due to a plea agreement in a separate case, and~~
22 if:

23 (b) (II) (A) Upon the filing of a petition, the court shall".

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